

383 17.09.2025
to
385 Ct. No. 28
NB

CRR 431 of 2021
With
CRR 1407 of 2020
CRAN 1 of 2020
With
CRR 2238 of 2021

In the matter of:- Central Bureau of Investigation

...petitioner

Mr. Anirban Mitra.
...for the CBI.

Mr. Amajit De Spcl.PP
...for the CBI in CRR 2238/2021.

Mr. Mrityunjoy Chatterjee
...for the OP No.2 in CRR 431/2021

Mr. Manjit Singh Sr.Adv.,
Mr. Supriyo Pattanayak.
...for the OP No.1 in CRR 431/2021
& OP No.2 in CRR 1407/2020

Mr. Soham De Dhara
...for the OP No.3 in CRR 431/2021
& CRR 2238/2021

Mr. Sudip Ghosh,
Mr. Dilip Kumar Maiti,
Mr. Uttam Kumar Kamila.
...for the OP No.1 in CRR 1407/2020

Re:- CRR 1407 of 2020
CRAN 1 of 2020

Learned counsel for the CBI submits as follows. An application under Section 5 of the Limitation Act has been filed in connection with a delay of about 422 days in preferring the revisional application. At paragraph 4 of the application, a detailed timeline has been given as to how the draft was made ready and thereafter filed. Time was taken for obtaining certified copy and then for vetting by diverse authorities. In a similar application in connection with the same case, on 12.12.2022, a delay of about 624 days was condoned by a Coordinate Bench of this

Court. Reliance is also placed on a decision of a Coordinate Bench of this Court in *CRMSPL 50 of 2022* where, after considering numerous decisions of the Hon'ble Apex Court, a delay of about 1452 days was condoned.

Learned counsel appearing on behalf of the opposite party no.1 strongly opposes the prayer for condonation of delay. He submits that the petitioner cannot claim condonation of delay as of right simply because it is a government organization. He relies on a decision of a Coordinate Bench of this Court passed in *CRMSPL 3 of 2019* on 23.03.2022 whereby an application for condonation of delay of about 302 days was rejected.

Learned senior counsel representing the opposite party no.1 in *CRR 431 of 2021* and opposite party no.2 in *CRR 1407 of 2020* opposes the prayer.

It appears that the delay has been explained in details by the applicant in the application for condonation of delay.

Furthermore, in respect of the same proceeding, albeit, in case of another discharged accused, an application for condonation of delay in respect of a revisional application was allowed by a Coordinate Bench of this Court condoning the delay of about 624 days in the said application.

Considering the above and in the interest of justice, I condone the delay of 422 days in filing the revisional application.

The application being CRAN 1 of 2020 is disposed of.

List this matter for hearing under the heading 'Assigned Matter' on 04th December, 2025.

Re:- CRR 2238 of 2021

Learned counsel for the CBI/applicant prays for an accommodation.

List this matter for further consideration under the same heading on 04th December, 2025.

Re:- CRR 431 of 2021

The hearing of the case is adjourned to 04th December, 2025.

(Jay Sengupta, J.)